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5 **UNITED STATES DISTRICT COURT**
6 **DISTRICT OF NEVADA**

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8 U.S. SPECIALTY INSURANCE
9 COMPANY,

10 Plaintiff,

11 v.

12 ANGELO CARVALHO, *et al*,

13 Defendants.

Case No. 2:12-cv-01688-APG-GWF

ORDER

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15 Presently before the Court are Defendants' Motion to Dismiss for Failure to State
16 a Claim for Relief [Dkt #32], and Defendants' Motion for Hearing on their Motion to
17 Dismiss [Dkt #34]. Defendants seek dismissal of the Complaint's Fourth and Fifth
18 Claims for Relief, related to foreclosure upon Deeds of Trust. Subsequent to the filing of
19 those Motions, Plaintiff filed a Second Amended Complaint [Dkt #43]. That Second
20 Amended Complaint does not contain the causes of action that were the subject of
21 Defendants' Motions. Accordingly, the Motions are now moot.

22 **IT IS HEREBY ORDERED** denying Defendants' Motion to Dismiss [Dkt #32] and
23 Motion for Hearing on [Dkt #34] as moot.

24 Dated: May 14, 2013

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26 **ANDREW P. GORDON**
27 **UNITED STATES DISTRICT JUDGE**
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